

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 446 - SB 557

March 25, 2021

SUMMARY OF ORIGINAL BILL: Prohibits the expenditure of state or local funds or allocation of employees to implement, regulate, or enforce any federal law or executive order regulating the sale of firearms, ammunition, or firearm accessories if the expenditure of funds or use of employees would violate a state law or the Constitution of Tennessee.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (005790): Deletes all language after the enacting clause such that the only substantive change is to add a provision in which the violation of such by a state or local government may be reviewed by the Attorney General and Reporter (AG) and the General Assembly and may result in the entity's loss of funding for the fiscal year following the violation.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- Pursuant to Tenn. Code Ann. § 38-3-115, no personnel or property of this state, or any political subdivision of this state, shall be allocated to the implementation, regulation, or enforcement of any federal law, executive order, rule, regulation, international law or treaty regulating the ownership, use, or possession of firearms, ammunition, or firearm accessories, if the use of personnel or property would result in the violation of another Tennessee statute, Tennessee common law, or the Constitution of Tennessee.
- To the extent federal law, executive order, rule, regulation, international law or treaty regulating the sale of firearms, ammunition, or firearm accessories would require the use of public funds for implementation, the provisions of this legislation would result in cost avoidances for state and local government. The frequency of any such future federal law, executive order, rule, regulation, international law or treaty regulating the ownership, use, or possession of firearms, ammunition, or firearm accessories in Tennessee, not otherwise required by state or federal, is assumed to be relatively infrequent, if ever.
- It can be reasonably assumed that governmental entities will not jeopardize state funding by violating this legislation.

- The General Assembly and AG can accommodate any increase in workload with existing resources. It is assumed that no additional General Assembly meetings will be required.
- This legislation will not result in a significant decrease in state or local government expenditures.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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